

DISTRICT ATTORNEY KINGS COUNTY

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> [INSERT NAME] Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: [INSERT CASE NAME]

Kings County Dkt./Ind. No. [#######]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: Michael Kovalik

MOS TAX:

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move <u>in limine</u> to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure # 1:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 07/26/2013, AGAINST MOS KOVALIK: ALLEGATION(S):

- MOS KOVALIK DID USE THE DEPARTMENT COMPUTER TO CONDUCT A DMV CHECK ON HIS WIFE IN ORDER TO DETERMINE IF HER NEW YORK STATE DRIVER'S LICENSE WAS SUSPENDED.
- 2. MOS KOVALIK FAILED TO NOTIFY THE DEPARTMENT OF AN ADDRESS CHANGE

CASE STATUS: CLOSED ON 03/13/2014

ACTION TAKEN: SCHEDULE B COMMAND DISCIPLINE; FORFEITURE OF ONE (1) VACATION DAY

Disclosure # 2:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 11/09/2013, AGAINST MOS KOVALIK: ALLEGATION(S):

 MOS KOVALIK RESPONDED TO A SIGNAL 10-39 AT A LOCATION KNOWN TO THE DEPARTMENT. UPON ARRIVAL, THE MOS NEVER EXITED THE RMP TO INQUIRE AS TO THE SITUATION AND PROCEEDED TO DRIVE OFF, WITH A DISPOSITION OF 10-90Z. THE MOS DID FAIL TO PROPERLY CONDUCT AN INVESTIGATION AND PERFORM HIS PATROL ASSIGNMENT.

CASE STATUS: CLOSED ON 01/12/2014

ACTION TAKEN: SCHEDULE B COMMAND DISCIPLINE; FORFEITURE OF FIVE (5) VACATION DAYS

Disclosure # 3:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 09/03/2013, AGAINST MOS KOVALIK: ALLEGATION(S):

- OTHER (FAIL TO UPDATE ADDRESS CHANGE)
- 2. COMPUTER MISUSE

CASE STATUS: CLOSED ON 08/01/2014

ACTION TAKEN: SCHEDULE B COMMAND DISCIPLINE; FORFEITURE OF ONE (1) VACATION DAY

Disclosure # 4:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 03/01/2016, AGAINST MOS KOVALIK: ALLEGATION(S):

1. MEMOBOOK INCOMPLETE/ IMPROPER

2. OTHER DEPARTMENT RULES/ PROCEDURES VIOLATION – EXTENDED MEALS

CASE STATUS: CLOSED ON 07/12/2016

ACTION TAKEN: SCHEDULE B COMMAND DISCIPLINE

Disclosure # 5:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 09/21/2016, AGAINST MOS KOVALIK: ALLEGATION(S):

1. FAIL TO SAFEGUARD - PRISONER PROPERTY

2. REPORT INCOMPLETE/ INACCURATE - OTHER REPORT

3. FAIL TO SAFEGUARD - NOT VOUCHERED PRISONER PROPERTY - VEHICLE

CASE STATUS: CLOSED ON 02/08/2018

Disclosure # 6:

THE PEOPLE ARE AWARE OF THE FOLLOWING FEDERAL CIVIL RIGHTS ACTION(S) AND/OR STATE TORT CIVIL LAWSUIT(S) IN WHICH THE INDICATED OFFICER HAS BEEN NAMED AS AN INDIVIDUAL DEFENDANT. NOTE, THE DISPOSITION INFORMATION MAY NOT BE CURRENT:

PLAINTIFF	DOCKET	COURT	FILED	DISPOSED	DISPOSITION
Suren Nazaryan	14-CV-6005	E.D.N.Y.	10-14-14	3-26-15	Settlement, without admission of fault or liability
Allison Kemp	523732/2017	Kings Co. Sup. Ct.	12-8-17		Pending

BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH OCTOBER 13, 2020, THE PEOPLE ARE AWARE OF THE FOLLOWING CCRB SUBSTANTIATED AND/OR PENDING ALLEGATIONS AGAINST THIS OFFICER:

Disclosure # 7:

CCRB CASE: 201309377 REPORT DATE: 10/07/2013 INCIDENT DATE: 10/01/2013

CCRB SUBSTANTIATED ALLEGATION(S):

1. Abuse - Premises entered and/or Searched NYPD Disposition: Command Discipline - A

Eric Gonzalez District Attorney Kings County